

Adopted	Rejected
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COMMITTEE REPORT

YES:	7
NO:	0

MR. SPEAKER:

*Your Committee on Education, to which was referred Senate Bill 326, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 20-8.1-7-22 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 22. (a) This section
- 5 does not apply to medication possessed by a student for
- 6 self-administration under IC 20-8.1-5.1-7.5.
- 7 ~~(b) Except as provided in subsection (d), a school corporation may~~
- 8 ~~not send home with a student medication that is possessed by a school~~
- 9 ~~for administration during school hours or at school functions.~~
- 10 ~~(c)~~ **(b)** Medication that is possessed by a school for administration
- 11 during school hours or at school functions for a student ~~in grades~~
- 12 ~~kindergarten through grade 8~~ may be released ~~only~~ to:
- 13 (1) the student's parent; or
- 14 (2) an individual who is:
- 15 (A) at least eighteen (18) years of age; and

1 (B) designated in writing by the student's parent to receive the
2 medication.

3 ~~(d)~~ (c) A school corporation may send home medication that is
4 possessed by a school for administration during school hours or at
5 school functions with a student in ~~grades 9 through 12~~ if the student's
6 parent provides written permission for the student to receive the
7 medication."

8 Page 2, after line 7, begin a new paragraph and insert:

9 "SECTION 2. IC 20-30-5-18 IS ADDED TO THE INDIANA
10 CODE AS A NEW SECTION TO READ AS FOLLOWS
11 [EFFECTIVE JULY 1, 2005]: **Sec. 18. (a) The chief administrative**
12 **officer of each:**

13 (1) public school (including a charter school as defined in
14 IC 20-24-1-4); and

15 (2) nonpublic school;

16 shall ensure that information concerning meningococcal disease
17 and its vaccines is provided to students and parents or guardians
18 of students at the beginning of each school year.

19 (b) The information provided under subsection (a) must include
20 information concerning the:

21 (1) causes;

22 (2) symptoms; and

23 (3) spread;

24 of meningococcal disease and the places where parents and
25 guardians of students may obtain additional information and
26 vaccinations for their children.

27 (c) The chief administrative officers and the department shall,
28 in consultation with the state department of health or any other
29 appropriate entity, develop materials to be made available to
30 schools to assist schools in providing the information described in
31 this section.

32 (d) The department shall enforce this section.

33 SECTION 3. IC 20-34-3-18, AS ADDED BY HEA 1288-2005,
34 SECTION 18, IS AMENDED TO READ AS FOLLOWS
35 [EFFECTIVE JULY 1, 2005]: Sec. 18. (a) This section does not apply
36 to medication possessed by a student for self-administration under
37 IC 20-33-8-13.

38 (b) Except as provided in subsection (d), a school corporation may

- 1 not send home with a student medication that is possessed by a school
 2 for administration during school hours or at school functions:
 3 ~~(c)~~ **(b)** Medication that is possessed by a school for administration
 4 during school hours or at school functions for a student ~~in kindergarten~~
 5 through grade 8 may be released ~~only~~ to:
 6 (1) the student's parent; or
 7 (2) an individual who is:
 8 (A) at least eighteen (18) years of age; and
 9 (B) designated in writing by the student's parent to receive the
 10 medication.
 11 ~~(d)~~ **(c)** A school corporation may send home medication that is
 12 possessed by a school for administration during school hours or at
 13 school functions with a student ~~in grades 9 through 12~~ if the student's
 14 parent provides written permission for the student to receive the
 15 medication."
 16 Renumber all SECTIONS consecutively.
 (Reference is to SB 326 as printed February 18, 2005.)

and when so amended that said bill do pass.

Representative Behning